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AP  
10/29/02  
CASE 31481A**CERTIFICATE OF FACSIMILE TRANSMISSION**I hereby certify that this paper is being facsimile transmitted to the  
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Mary Kakefuda Mary Kakefuda 10/29/02  
Type or Print Name Signature Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Levin *et al.*

Appl. No. 09/896,186

Filed: June 29, 2001

For: Method of Controlling Gene  
Expression and Gene Silencing

Art Unit: 1638

Examiner: Ashwin Mehta

Atty Docket: 31481A

**REPLY TO RESTRICTION/ELECTION REQUIREMENT**Commissioner for Patents  
Washington, D.C. 20231

Sir:

In the Office Action mailed October 3, 2002, the claims were restricted into eight groups. Accordingly, Applicants hereby elect the claims of group IV (claims 25-30, 39, 40, 44, 45, 46, 47, 48, 52, 53, 54, 55, 59 and 60), and Applicants also elect SEQ ID NO:23, without traverse. However, Applicants reserve their right to Petition from the election requirement under 37 C.F.R. § 1.144.

It is believed that there is no need for an Extension of Time for entry of this paper. However, if it is deemed that any such extension or any other fees are necessary to maintain pendency of this application, then the Office is hereby authorized to charge Deposit Account No.

-2-

Kramer *et al.*  
Application No. 09/251,645

50-1744 (in the name of Syngenta Biotechnology Inc.) for payment of such fees.

Syngenta Biotechnology, Inc.  
P. O. Box 12257  
3054 Cornwallis Road  
Research Triangle Park, NC 27709-2257  
Telephone: 919-765-5071  
Date: October 29, 2002

Respectfully submitted,

  
Mary Kakefuda

Attorney for Applicants  
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**syngenta**

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GROUP 1600

OFFICIAL

Attention of:	Ex'r Ashwin Mehta	From:	Mary Kakefuda
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No. of pages (including cover sheet)	3	Re:	09/896,186

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Dear Examiner Mehta,

Attached for filing in 09/896,186 is the following:

1. Response to the Restriction/Election Requirement of 10/03/2002.
- Respectfully submitted,



Mary Kakefuda  
Reg. No. 39,245  
Attorney for Applicants